

United States Bankruptcy CourtFor The
Western District of New York**IN RE:**KIRK H. MALDINER
4178 TONAWANDA CREEK RD.
NORTH TONAWANDA, NY 14120

DATE

11/19/2010

CASE No. 1012500 K

SS #1 XXX-XX-8054

MOTION TO ALLOW CLAIMS

Pursuant to 11 U.S.C. 704(4), the trustee has examined the proofs of claim filed in this case and objected to the allowance of such claims as appeared to be improper except where no purpose would have been served by such objection. After such examination and objections, if any, the trustee states that claims should be deemed allowed, or "not filed" as indicated below.

CLAIM #	NAME AND ADDRESS OF CREDITOR	AMOUNT	FORGIVE %	CLASSIFICATION
001	FIA CARD SERVICES, NA / 1000 SAMOSET DRIVE DE5-023-03-03 / NEWARK, DE 19713	19,640.97 3.7000%	0.0000	Unsecured
002	CEDARCREST FUND, LP / P.O. BOX 830669 ARSENAL STATION / SAN ANTONIO, TX 78283	7,381.81 3.7000%		Secured
003	CIPRIANO REAL ESTATE / 58 MAIN ST. TONAWANDA, NY 14150			Not Filed
004	eCAST SETTLEMENT CORP / P O BOX 29262 NEW YORK, NY 10087-9262	9,076.95 3.7000%	0.0000	Unsecured
005	HARTWOOD REAL ESTATE / 1 BRIGHTON RD. TONAWANDA, NY 14150			Not Filed
006	HSBC MORTGAGE CORP (USA) / 2929 WALDEN AVENUE ATTN BANKRUPTCY DEPT / DEPEW, NY 14043			DirectPay 93,415.77
007	HSBC MORTGAGE CORP (USA) / 2929 WALDEN AVENUE ATTN BANKRUPTCY DEPT / DEPEW, NY 14043	1,182.20 3.7000%		Secured
008	HSBC BANK USA, NA / % FEIN, SUCH & CRANE, LLP 28 E. MAIN ST. SUITE 1800 / ROCHESTER, NY 14614			DirectPay 19,727.17
009	INTERNAL REVENUE SERVICE / P.O. BOX 21125 PHILADELPHIA, PA 19114	21,232.13	0.0000	Priority
009	INTERNAL REVENUE SERVICE / P.O. BOX 21125 PHILADELPHIA, PA 19114	87,400.31 3.7000%		Secured
010	LAKESHORE SAVINGS & LOAN / 128 E. 4TH STREET DUNKIRK, NY 14048-2226			DirectPay 132,921.18
011	LAKESHORE SAVINGS & LOAN / 128 E. 4TH STREET DUNKIRK, NY 14048-2226	7,621.82 3.7000%		Secured
012	M&T BANK / 1100 WEHRLE DRIVE WILLIAMSVILLE, NY 14221	30,844.65 3.7000%	0.0000	Unsecured
013	MALDINER, CHRISANNE S. / 4178 TONAWANDA CREEK RD. N. TONAWANDA, NY 14120			Not Filed
014	HSBC MORTGAGE SERVICES / C/O FEIN, SUCH & CRANE, LLP 1800 FIRST FEDERAL PLAZA / ROCHESTER, NY 14614			Not Filed
015	RECOVERY MANAGEMENT SYSTEMS CORP. / 25 S.E. 2ND AVE, SUITE 1 MIAMI, FL 33131-1605			Not Filed

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CLAIM #	NAME AND ADDRESS OF CREDITOR	AMOUNT	FORGIVE %	CLASSIFICATION
016	STEVEN J. BAUM, P.C. / 220 NORTHPOINTE PARKWAY SUITE G / AMHERST, NY 14228			Not Filed
Total		184,380.84	*****	
	DANIEL E. BRICK 91 TREMONT ST. PO BOX 604 N. TONAWANDA, NY 14120	3,000.00		Debtor's Attorney

WHEREFORE, your trustee prays that those claims which have been filed be deemed allowed for the purpose of distribution as indicated above.

/s/Albert J. Mogavero
Albert J. Mogavero

NOTICEAt Buffalo, NY

PLEASE TAKE NOTICE that the above claims are allowed as recommended by the Trustee and payable as provided by the debtor's plan. The debtor and debtor's attorney of record are hereby advised that written application for modification of this notice must be made within 30 days from the date of the certificate of mailing of this notice. The motion to allow claims is deemed approved without a separate order of this Court, absent a written application for modification.

DATED: 12/17/2010CLERK /s/ Paul R. Warren**CERTIFICATE OF MAILING**

A copy of the above Motion and notice was served upon the debtor and his or her attorney of record by mailing a copy thereof as ordered in envelopes on the date of said notice.

CLERK /s/ S. Bavisotto
CHAPTER 13 OFFICE